

IC 13-20-4

Chapter 4. Municipal Waste Collection and Transportation Requirements

IC 13-20-4-1

Exempted vehicles

Sec. 1. This chapter does not apply to a vehicle used exclusively to transport municipal waste that is:

- (1) generated by a person; and
- (2) disposed of at a site that is:
 - (A) owned by the person; and
 - (B) for the purposes of solid waste disposal, may only be used by the person for the disposal of solid waste generated by the person.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-2

Registration program

Sec. 2. The department shall operate a municipal waste collection and transportation vehicle registration program.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-3

Application; issuance

Sec. 3. (a) A person engaged in the collection and transportation of municipal waste must have a valid municipal waste collection and transportation vehicle registration.

(b) A person engaged in the collection and transportation of municipal waste may apply for a municipal waste collection and transportation vehicle registration by completing and filing with the department, on a form provided by the department, information necessary for the department to implement this chapter and IC 13-20-6.

(c) Not later than thirty (30) days after receipt of a properly completed municipal waste collection and transportation vehicle registration application, the department shall issue to the applicant:

- (1) a municipal waste collection and transportation vehicle registration; and
- (2) vehicle identification stickers;

for each municipal waste collection and transportation vehicle owned, leased, or operated by the applicant.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-4

Vehicle registration; validity; renewal

Sec. 4. (a) A municipal waste collection and transportation vehicle registration issued under this chapter is valid for two (2) years from the date the registration is issued.

(b) A municipal waste collection and transportation vehicle registration may be renewed by completing and filing with the department, on a form provided by the department, a renewal

application at least thirty (30) days before the expiration of the registration.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-5

Persons who own, lease, or operate more than one vehicle; registration; listing of vehicles; notice of acquisition or disposal of vehicle; identification stickers

Sec. 5. (a) A person who owns, leases, or operates more than one (1) municipal waste collection and transportation vehicle must obtain one (1) municipal waste collection and transportation vehicle registration listing all municipal waste collection and transportation vehicles owned, leased, or operated by the person.

(b) A person described under subsection (a) must notify the department not later than thirty (30) days after the person acquires or disposes of a municipal waste collection and transportation vehicle. The department shall promptly issue the person the required number of new vehicle identification stickers.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-6

Copy of registration to be kept in vehicle; location of identification stickers

Sec. 6. (a) The person to whom a municipal waste collection and transportation vehicle registration is issued must carry a copy of the current registration at all times on each municipal waste collection and transportation vehicle owned, leased, or operated by the person.

(b) Vehicle identification stickers provided by the department, indicating that the vehicle carries municipal waste, must be affixed adhesively at all times in a prominent location:

- (1) on each side of each registered municipal waste collection and transportation vehicle's cargo compartment; or
- (2) at the option of the person to whom the registration is issued, on each side of a truck cab of a vehicle.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-7

Municipal waste-carrying vehicles; manifest; contents

Sec. 7. (a) This section applies to the transportation of municipal waste from solid waste processing facilities.

(b) A shipment of municipal waste in a municipal waste collection and transportation vehicle must be accompanied by a municipal waste transportation manifest.

(c) A manifest required under subsection (b) must include the following information:

- (1) The amount in tons of municipal waste transported in the vehicle.
- (2) The name and address of the solid waste processing facility from which the municipal waste is transported.
- (3) The destination of the municipal waste.
- (4) The name of the person transporting the municipal waste.

(5) If the municipal waste is transported from a transfer station that receives municipal waste, the identity of and acknowledgement number issued by the department under IC 13-20-6-5 or IC 13-7-10.5-14 (before its repeal) to the following:

- (A) The transporter of the municipal waste.
- (B) The transfer station from which the municipal waste is transported.
- (C) A broker involved in the transportation of the municipal waste.
- (d) The owner or operator of the solid waste processing facility from which municipal waste is to be transported shall:
 - (1) prepare the manifest required by subsection (b); and
 - (2) deliver the manifest to the operator of the vehicle.
- (e) The operator of the vehicle shall:
 - (1) carry the manifest while transporting the municipal waste; and
 - (2) present the manifest to the owner or operator of the facility to which the municipal waste is transported.
- (f) The owner or operator of the facility to which the municipal waste is transported shall:
 - (1) retain each manifest for one (1) year; and
 - (2) send one (1) copy of each manifest to the department not later than three (3) months after receiving a manifest for at least one (1) year.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-8

Repealed

(Repealed by P.L.218-2001, SEC.11.)

IC 13-20-4-9

Operation of vehicle; vehicle compliance

Sec. 9. A person may not operate a vehicle if the vehicle does not comply with the requirements of this chapter.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-10

Inspection of vehicles

Sec. 10. (a) The department may inspect a vehicle for the purpose of determining compliance with this chapter.

(b) The department may:

- (1) inspect a vehicle that is not moving; and
- (2) not stop a vehicle that is in motion on a public highway (as defined in IC 9-25-2-4) only to conduct an inspection;

under subsection (a).

As added by P.L.1-1996, SEC.10.

IC 13-20-4-11

Unacceptable municipal waste shipments

Sec. 11. A solid waste disposal facility or a solid waste processing facility may not accept a shipment of municipal waste:

- (1) from a municipal waste collection and transportation vehicle that does not have vehicle identification stickers properly affixed as required by section 6 of this chapter; and
- (2) that is not accompanied by a municipal waste transportation manifest as required by section 7 of this chapter.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-12

Transportation of municipal waste between processing facilities

Sec. 12. A solid waste processing facility may not transport municipal waste to:

- (1) another solid waste processing facility; or
- (2) a solid waste disposal facility;

unless the municipal waste is accompanied by a municipal waste transportation manifest required by section 7 of this chapter.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-13

Law governing

Sec. 13. This chapter does not preclude, restrict, or supersede the right of:

- (1) a county in Indiana;
- (2) a municipality in Indiana; or
- (3) a solid waste management district established under Indiana law;

to regulate or license a solid waste collection and transportation vehicle under authority granted by statute or by an ordinance adopted under IC 36.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-14

Fees

Sec. 14. (a) The department shall charge the following fees:

- (1) One hundred dollars (\$100) to:

- (A) issue; or
- (B) renew;

a vehicle registration under this chapter.

- (2) One dollar and fifty cents (\$1.50) per vehicle for vehicle identification stickers.

- (3) Fifty cents (\$0.50) for a municipal waste transportation manifest.

(b) Fees collected under this section shall be deposited in the municipal waste transportation fund established by section 15 of this chapter.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-15

Municipal waste transportation fund

Sec. 15. (a) The municipal waste transportation fund is established to assist the department to implement this chapter. The department shall administer the fund.

(b) Sources of money for the fund are fees collected under section 14 of this chapter.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the fund.

(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

As added by P.L.1-1996, SEC.10.

IC 13-20-4-16

Rules

Sec. 16. The solid waste management board may adopt rules under IC 4-22-2 to implement this chapter.

As added by P.L.1-1996, SEC.10.